K. 42
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1948.

File No. O. Nazwadari and Bhagdari/48

Legal **DEPARTMENT**

A **BRANCH**

Subject:— P2E

Opinions under the Nazwadari and Bhagdari Act, 1862.

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	O.Narwadari and Bhagdary /1948	Opinions under the Narwadari and Bhagdari Act, 1862.	
1.	O.No.7973 21/8/1948/	daughters and sisters of a Bhagdar. are excluded from inheriting bhag lands.	1.

V.VK. 17/5/56/

5C.

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Narwadari and Bhagdari Act, 1862.

Inheritance to Narva roperty.

The view taken by R.D. is correct. In the bhagdari villages of the Broach district there exists a custom by which daughters and sisters of a bhagdar are exeluded from inheriting bhag lands and the onus of proving that in a particular village the custom does not exist is on thepersen who so alleges (see Bai Manchha v. Tribhovan 34 B.L.R. 385). But there appears to be no such recognised custom in the bhagdari villages of the Kaira district. Consequently according to law the party who sets up such ~~xxxx